

UNITED STATES DISTRICT COURT

**SOUTHERN DISTRICT OF TEXAS**

United States of America, §  
§  
Plaintiff, §  
§  
versus §  
§  
JOSE MARTINZEZ, §  
§  
Defendant. §  
§  
Criminal Docket: H-99-134-1  
USM Number: 83537-079

# **Notice of Eligibility for Sentence Reduction**

The United States Sentencing Commission issued amendments that allow judges to reduce sentences previously imposed for crack cocaine convictions. The amount of any reduction is limited to the number of months resulting from a two-level decrease in the Guideline Offense Level. U.S.S.G. § 2D1.1, U.S.S.G. § 1B1.10. In deciding whether to reduce a particular sentence, the court must be sure that public safety is not endangered and that the reimposed sentence is consistent with the law. The court is not reconsidering all aspects of the original sentence.

Jose Martinez is eligible, as of March 3, 2008, for consideration for a sentence reduction under this retroactive amendment to the Sentencing Guidelines. If any reduction is granted, the sentence would be reduced by no more than two levels.

The defendant, the Federal Public Defender, counsel for the United States, and the Bureau of Prisons, are notified that Jose Martinez's sentence is being considered under the amendments. The court is reviewing information about the defendant, including his conduct in custody. Any information you want the court to consider must be submitted in writing, no later than February 29, 2008.

SIGNED on February 13, 2008, at Houston, Texas.

Lee H. Rosenblatt

Lee H. Rosenthal  
United States District Judge